

PSYCHOLOGY EXAMINING BOARD
REGULAR MEETING
NOVEMBER 15, 2000

MEMBERS PRESENT: Barbara Van Horne, PHD; James Fico, PHD, Mariellen Fischer, PHD; McArthur Weddle; B. Ann Nevaizer

LEGAL COUNSEL: none

STAFF PRESENT: Kimberly Nania, Karen Rude-Evans

GUEST: Sarah Bowen, WPA

CALL TO ORDER

Chair Barbara Van Horne called the meeting to order at 9:03 a.m.

APPROVAL OF AGENDA

Amendments: -Presentation of proposed stipulation in the matter concerning Steven R. Stein, Ph.D., by Attorney Jack Zwieg.
-National Register correspondence

MOTION: Ann Nevaizer moved, seconded by James Fico, to approve the agenda as amended. Motion carried unanimously.

APPROVAL OF MINUTES OF OCTOBER 11, 2000

Corrections: -On page 2, under EXAM ISSUES, add the sentence, "At present, computerizing would not provide any benefit to applicants or the Department."
-On page 2, under CE AUDIT, delete "individuals" and replace with "CE materials"
-On page 4, under DISCUSSION WITH WPA, change the first sentence to read, "...the Telehealth and eHealth and non-credentialed therapists working in prisons." Delete the second sentence in the first paragraph. Change the second paragraph to read, "...about supervision issues, such as in the mental health outpatient clinic rules and the department's committee on licensure for psychotherapists. There are concerns about the generic scope of practice for all master's degree people that allow for diagnosis, testing and treatment for mental disorders, etc. Of particular concern are those whose training is not mental health, such as Music, Art and Dance Therapists, those grandfathered in to licensure from the current Social Worker, Professional Counselor, and Marriage and Family Therapist certification, and individuals with master's degrees in psychology." In the third paragraph, the third sentence, correct the spelling of "duel" to "dual". The third paragraph should end after the fourth sentence. A fourth paragraph should read, "WPA will be working with DHFS to address these issues."
-On page 5, under TELEPRACTICE ISSUES, in the second paragraph, add to the end of the sentence, "across jurisdictional lines." Change the third paragraph to

read, "...federal government will consider a national license if it is perceived that states are setting up barriers to Telehealth with licensure requirements. The American Telemedicine Association criteria for Telehealth is that there would always be a consulting physician in-state. Note that people in Wisconsin are already using Telehealth. A greater danger to consumers is eHealth, where care is over the internet and a patient seeking a consultation is not referred for care to a physician or psychologist."

-On page 5, under DISCUSSION OF SUPERVISION GUIDELINES, change the first sentence to read, "The Board revised introductory comments on what is rule and what is optional, in the packet providing additional information about how to provide adequate supervision."

MOTION: Mariellen Fischer moved, seconded by James Fico, to approve the Minutes of October 11, 2000 as corrected. Motion carried unanimously.

SECRETARY CUMMINGS

Secretary Cummings addressed some of the issues related to psychotherapy offered via the internet and how to best protect the public. Barbara Van Horne asked about the current professional member vacancy on the Board. Secretary Cummings said no one has yet been named to fill the vacancy.

PRESENTATION OF PROPOSED STIPULATIONS

MICHAEL J LACKAS, PHD

Attorney Jack Zwieg presented a proposed stipulation in the matter concerning Michael J. Lackas, Ph.D. This matter will be deliberated on in closed session.

STEVEN R STEIN, PHD

Attorney Jack Zwieg presented a proposed stipulation in the matter concerning Steven R. Stein, Ph.D. This matter will be deliberated on in closed session.

REPORTS ON PENDING COURT CASES, DISCIPLINARY CASES AND ADMINISTRATIVE RULES

These reports were informational.

SUPPORT DELINQUENCY PROGRAM

MOTION: Ann Nevaizer moved, seconded by James Fico, to authorize the bureau director, or, in his or her absence, the division director, or, in his or her absence, the deputy secretary, to sign notices sent to individuals who have been certified to DRL by DWD as being delinquent in support or non-compliant with subpoenas or warrants. Motion carried unanimously.

TELEHEALTH/eHEALTH

The Board is very concerned with the protection of the public, particularly across jurisdictional lines. Consumers need to have a standard to ensure that internet practitioners are currently licensed. One suggestion was to require psychologists with internet practices to have a Certificate of Professional Qualifications (CPQ) from ASPPB. Another suggestion was to require all internet mental health practitioners who are credentialed in Wisconsin to register with the Department for internet practice. The federal government is considering a national license if the states do not get a handle on this issue.

Attorney Wayne Austin stated that because of the practice acts for the various professions, any practitioner who offers services to clients in other states where the practitioner is not credentialed would be considered practicing without a license.

This topic will need further discussion.

RECESS TO CLOSED SESSION

MOTION: Ann Neviaser moved, seconded by James Fico, to adjourn to closed session pursuant to Chapter 19.85(a), (b), (f) and (g), Wis. Stats, for the purpose of oral interviews of applicants, reviewing additional application information, reviewing applications, reviewing reports, deliberating on proposed stipulations, consulting with legal counsel, and reviewing case status reports. Roll call vote – James Fico – yes, Mariellen Fischer – yes, Ann Neviaser – yes, Barbara Van Horne – yes, McArthur Weddle - yes. Motion carried unanimously.

Open session adjourned at 10:32 am.

RECONVENE IN OPEN SESSION

MOTION: James Fico moved, seconded by Mariellen Fischer, to reconvene in open session. Motion carried unanimously.

Open session reconvened at 2:26 p.m.

VOTING ON ITEMS CONSIDERED/DELIBERATED ON IN CLOSED SESSION

ORAL INTERVIEWS

MOTION: Mariellen Fischer moved, seconded by James Fico, to grant licenses to **Anne DePrima, Psy.D., Linda Dwyer, Ph.D., Stephanie Farrell, Ph.D., Todd Hamilton, Psy.D., and Ronny Wright, Ph.D.** Motion carried unanimously.

Candidate Mary Kay Rudolph, EDD, canceled and will be rescheduled.

ADDITIONAL APPLICANT INFORMATION

ANNE DIPRIMA, PSY D

This information was accepted and a license was granted to Dr. DiPrima as noted in the previous motion.

KATHLEEN M PEIFER, PHD

MOTION: Ann Nevaizer moved, seconded by James Fico, to accept the supervision plan submitted by Kathleen M. Peifer, Ph.D. Motion carried unanimously.

REBECCA L RAMIREZ, PHD

The application is incomplete without the supervisor's form. If the supervisor refuses to sign the form, legal counsel may correspond with the supervisor stating it is one of the responsibilities of a supervisor to verify hours.

APPLICATION REVIEWS

MARTHA J BREEN, PHD

MOTION: Mariellen Fischer moved, seconded by Ann Nevaizer, to admit Martha J. Breen, Ph.D., to the ethics exam and personal appearance. Dr. Breen must either provide documentation of, or delete, college in a college setting. Motion carried unanimously.

SHARON E DURLAND, PSY D

MOTION: Mariellen Fischer moved, seconded by James Fico, to admit Sharon E. Durland, Psy.D., to the ethics exam and personal appearance. Dr. Durland must either provide documentation of, or delete, custody evaluation and college population. Motion carried unanimously.

DEENEEN EVANS, PHD

MOTION: Mariellen Fischer moved, seconded by Ann Nevaizer, to admit Deeneen Evans, Ph.D., to the ethics exam and personal appearance. Dr. Evans must either provide documentation of, or delete, neuropsychology, working with children and family therapy. Motion carried unanimously.

MARK P HAM, PHD

MOTION: Mariellen Fischer moved, seconded by James Fico, to admit Mark P. Ham, Ph.D., to the ethics exam and personal appearance. Dr. Ham must either provide documentation of, or delete, neuropsychology, hypnosis, competency evaluation and substance abuse. Motion carried unanimously.

PROPOSED STIPULATIONS

MICHAEL J LACKAS, PHD

MOTION: Ann Nevaizer moved, seconded by James Fico, to adopt the Findings of Fact, Conclusions of Law and Order in the matter concerning Michael J. Lackas, PHD. Case advisor – Barbara Van Horne. Motion carried unanimously.

STEVEN R STEIN, PHD

MOTION: Ann Nevaizer moved, seconded by Mariellen Fischer, to adopt the Findings of Fact, Conclusions of Law and Order in the matter concerning Steven R. Stein, PHD. Case advisor – Ann Nevaizer. Motion carried unanimously.

CASE STATUS REPORT

MOTION: Ann Nevaizer moved, seconded by Mariellen Fischer, to issue an administrative warning in complaint **00 PSY 028**. Case advisor – Barbara Van Horne. Motion carried unanimously.

MOTION: Ann Nevaizer moved, seconded by Mariellen Fischer, to issue an administrative warning in complaint **00 PSY 033**. Case advisor – Barbara Van Horne. Motion carried unanimously.

MOTION: Ann Nevaizer moved, seconded by James Fico, to close complaint **00 PSY 039** for no violation. Case advisor – Mariellen Fischer. Motion carried unanimously.

MOTION: Ann Nevaizer moved, seconded by James Fico, to close complaint **99 PSY 005** for no violation. Case advisor – Barbara Van Horne. Motion carried unanimously.

REVIEW OF REPORT ON LAUREN NELSON

MOTION: Mariellen Fischer moved, seconded by James Fico, to have Wayne Austin correspond with Dr. John Gonsiorek regarding questions raised by the Board and to request clarifications on Dr. Gonsiorek's evaluation of Lauren Nelson. Mariellen Fischer and James Fico will work with Wayne Austin on the correspondence, and a copy is to go to Lauren Nelson's attorney. Motion carried unanimously.

PRACTICE QUESTION

THOMAS JOHNSTON, PHD

Kimberly Nania will respond to Thomas Johnston and his question about hiring another psychologist with whom a personal relationship is already established. If no supervision is taking place, then they are merely co-workers. If supervision takes place in any capacity, this could possibly be a dual relationship. The Board suggests Dr. Johnston refer to the ASPPB supervisory guidelines.

COMITY

The issue of comity was briefly discussed. No changes to the application will be necessary.

2001-2002 LEGISLATIVE SESSION – BILL DRAFT REQUESTS

Legal counsel reviewed this with the Board.

CREDENTIALS BANK RULE

Legal counsel reviewed this rule with the Board, and the rule will go forward.

DISCUSSION WITH WPA

Sarah Bowen said the WPA has developed a legislative “hotlist” and the Psychology Board’s legislation “package” is one the items.

Legislation regarding the private practice of school psychology is an issue that has generated a lot of attention. The National Association of School Psychology (NASP) has suggested that school psychologists be licensed by state departments of public instruction for independent practice and that those licensed by regulatory agencies not be allowed to practice within the schools unless also credentialed by NASP.

Barbara Van Horne has deep concerns regarding the school psychology license. School psychologists only need to be supervised by an administrator, and the administrator does not have to have a psychology or counseling background.

NATIONAL REGISTER CORRESPONDENCE

The National Register benefits financially through credentialing of health service providers. The National Register suggested the Psychology Board accept applicants' credentials via the National Register. Since Wisconsin also licenses non-health service providers, the board determined that there is no reason to accept the National Register credentials at this time.

DECEMBER PARTY

The members of the Psychology Board will have a get-together on December 14, 2000 at 7:30 p.m. at Barbara Van Horne’s home.

ADJOURNMENT

MOTION: McArthur Weddle moved, seconded by James Fico, to adjourn the meeting.
Motion carried unanimously.

The meeting adjourned at 3:44 p.m.

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